## **DOCKET FILE COPY ORIGINAL**

June 18, 2003



Ms. Marlene Dortch Office of the Secretary Federal Communications Commission 445 Twelfth Street, S.W. 12<sup>th</sup> Street Lobby - TW - A325 Washington, D.C. 20554

> Re: Petition for Rule Making Cushing, Oklahoma

Dear Ms. Dortch:

Enclosed is an original and four (4) copies of a Petition for Rule Making to add Channel 297A at Cushing, Oklahoma.

Respectfully submitted,

Charles Crawford 4553 Bordeaux Ave. Dallas, Texas 75205 (214) 520-7077 Tele

(214) 443-9308 Fax

CushingCover

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MB

03-172

## Before the Federal Communications CommissionECENED& NSPECTED Washington, D.C. 20554

MB Docket No.

In the Matter of

Amendment of 73.202 (b) Table of Allotments FM Broadcast Stations (Cushing, OK)

To: John Karousos, Assistant Chief

Audio Division of the

Media Bureau

### PETITION FOR RULE MAKING

Pursuant to 47 C.F.R. 1.401, Charles Crawford respectfully petitions the FCC to institute a Rule Making proceeding to amend the FM Table of Allotments to add Channel 297A at Cushing, Oklahoma.

### DISCUSSION

Petitioner respectfully submits that the public interest would be served by allocating Channel 297A to Cushing, Oklahoma as that community's first local FM service. Cushing is an incorporated community with its own zip code and a population of 8,371 persons. Cushing has its own Mayor, Roger Floyd, its own school system, its own fire department, police department, post office, city offices and a number of local churches. Cushing is a community that is certainly deserving of local FM service. The proposed channel 297A will provide additional diversity and an outlet for local self-expression to Cushing residents and therefore is in the public interest.

In order for Channel 297A to be allotted at Cushing, Oklahoma, station KRXO Channel 299C in Oklahoma City, Oklahoma will need to be reclassified to a CO. Pursuant to MM Docket 98-93, I am making a formal request for station KRXO in Oklahoma City to be reclassified from a C to a CO. (See, Attachment A, Request to Reclassify statement)

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Attached hereto is a channel study confirming that Channel 297A can be allocated to Cushing, Oklahoma, consistent with the FCC's FM separation rules, provided 299C in Oklahoma City is reclassified to a CO. See revision of FM Assignment Policies and Procedures, 90 FCC 2d 88 (1992). (See, Attachment B)

Reference coordinates for Channel 297A at Cushing, Oklahoma are:

36 04 06 N 96 47 10 W

Should this petition be granted and Channel 297A be allotted to Cushing, Oklahoma, Petitioner will apply for Channel 297A at Cushing and after it is authorized, will promptly construct the new facility.

The factual information provided in this Petition for Rule Making is correct and true to the best of my knowledge.

Respectfully submitted,

Charles Crawford 4553 Bordeaux Ave. Dallas, Texas 75205

(214) 520-7077 (214) 443-9308

Tele Fax

cc: Gene A. Bechtel, Law Office of Gene Bechtel, Suite 600, 1050 17<sup>th</sup> Street, N.W., Washington, D.C. 20036, telephone (202) 496-1289, telecopier (301) 762-0156, attorney for Charles Crawford. It is requested that the Commission and any parties who may file pleadings in the captioned matter serve copies to Mr. Bechtel as well as Charles Crawford.

### Attachment A

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Charles Crawford FCC - MAILROOM

Dallas, Texas 75205

Petition for Rule Making FM Channel 297A Cushing, Oklahoma June 17, 2003

#### Attachment A

Request to Reclassify
Station KRXO(FM), Oklahoma City, Oklahoma
Pursuant to MM Docket 98-93

Radio Station KRXO(FM), Oklahoma City, Oklahoma is licensed to Renda Broadcasting Corporation of Nevada., 1459 Crane Avenue, Pittsburgh, PA 15220, (Facility ID 16851), FCC File No. BLH 19860305KB. The facility operates with a power of 100 kilowatts with center of radiation 302 meters height above average terrain. The above captioned Docket 98-93 provides the mechanism to automatically downgrade a Class C facility to Class C0 when a demand is made for the spectrum, as is the case here. Charles Crawford respectfully requests that the license of Radio Station KRXO(FM) be modified to specify operation on FM Channel 299C0 instead of on FM Channel 299C in accordance with the above Docket which provides for such downgrades when a demand for the unused spectrum is made, as is the case here.

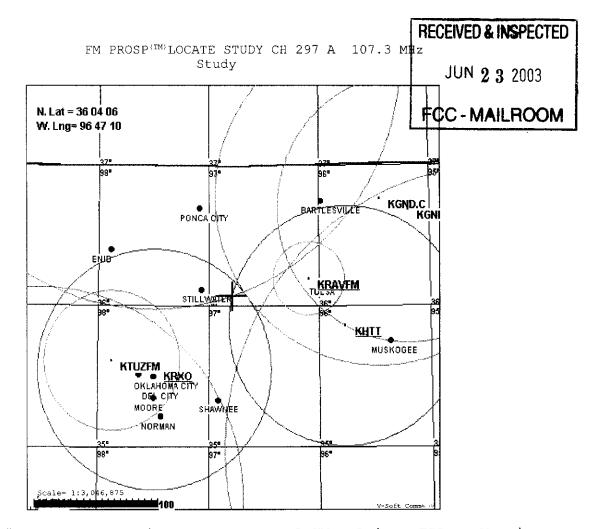
Charles Crawford, the proponent of Channel 297A/ Cushing, Oklahoma, in accordance with the above Docket, formally requests that the Commission reclassify Radio Station KRXO(FM) as a Class C0 facility. Charles Crawford certifies that no alternative channel is available for the service he proposes at Cushing, Oklahoma as is proposed in the Petition for Rule Making. A copy of this Petition for Rule Making is being served on Renda Broadcasting Corporation of Nevada, as is required in the above Docket.

Charles Crawford

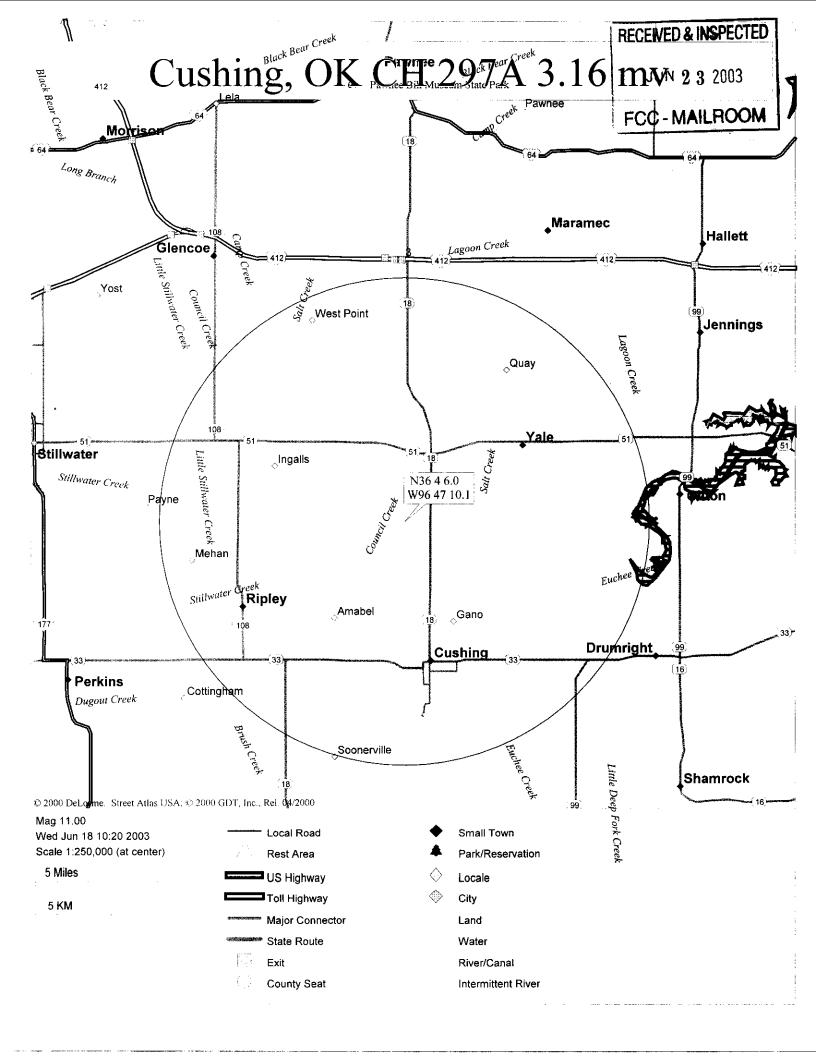
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Attachment B



Call	CH#	Type	Location		D-KM	Azi 	FCC	Margin
KRXO	299C*	LIC	Oklahoma City	OK	85.69	227.9	95.0	-9.31
KHTT	295C*	LIC	Muskogee	OK	94.71	103.8	95.0	-0.29
KKRD	297C1	LIC	Wichita	KS	200.38	341.5	200.0	0.38
KGND.C	298C1	CP	Ketchum	OK	142.78	56.4	133.0	9.78
KOMS	297C	LIC	Poteau	OK	250.62	118.7	226.0	24.62
KRAVFM	243C*	LIC	Tulsa	OK	63.54	76.8	29.0	34.54
KGND	298C2	LIC	Ketchum	OK	158.76	63.7	106.0	52.76
KTUZFM	294C2	LIC N	Okarche	OK	110.31	243.0	55.0	55.31
KVRW	297C2	LIC	Lawton	OK	222.95	224.9	166.0	56.95



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#### CERTIFICATE OF SERVICE

I, Charles Crawford, hereby certify that on this 17 day of June, 2003, I caused copies of the foregoing "Petition for Rule making for Cushing, Oklahoma" to be placed in the U.S. Postal Service, first class postage prepaid, addressed to the following persons:

Ms. Marlene Dortch
Office of the Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
12<sup>th</sup> Street Lobby-TW-A325
Washington, D.C. 20554

Gene Bechtel, Esq.
Law Offices of Gene Bechtel, P.C.
1050 17<sup>th</sup> Street, N.W., Suite 600
Washington, D.C. 20036-5517
(Counsel for Petitioner)

Renda Broadcasting Corporation of Nevada Station KRXO 1459 Crane Avenue Pittsburgh, PA 15220

Charles Crawford